DELEGATE REMOVED AS 'NEXT FRIEND' BY COURT

Her Majesty's Motion To Drop Case Dismissed By Judge Stuart

No longer is Kuhio "next friend to Queen Liffwokalani." In his place is Lorrin A. Andrews, placed there yesterday by Judge Stuart, of the circuit court, after he had overruled the demurrers filed by the trustees of the Liliuokalani Trust, to the suit brought by Prince Cupid' to break that trust. Incidentally Judge Stuart also dismissed the motion made by the Queen herself, to drop the action. Andrews will also serve as guardian to Her Majesty while the case is in the courts.

Judge Stuart in his decision filed yesterday morning, goes very fully in to the history of the case, citing more than 100 authorities, he well as giving a very full and comprehensive account of the main points at issue in the liti gation, as set forth in the complaint filed by Delegate Kuhio. Finds No Good In Deed

The court finds that it is claimed in the complaint that the trust deed shows upon its face that the allegations of the complaint are true, that the Queen is not capable of taking proper care of her property at the time she executed it. "The issues," the decision says: "when made up may put the matter in a different light and perhaps all I should say now is that I find nothing in the trust deed to recommend it, and its contents seem to carry out the allegations of the bill against it."

Proceeding with his argument the court declares that, "if this deed of trust was not revocable by the queen at ner pleasure." he adds, "then she bad no right to make any will after its execution, and indeed, it would annul ary will she had made prior to

Finds Right For Queen making the trust deed, and that as a consequence, she is equally capable of revoking the deed she made upon her own motion, without regard to the provisions of the deed which insist that the trusters shall join in such revoca

As regards the absolute right of the Queen to appear in court and deneared a restoration of her property,' he decision adds, "and that this trust I wa district. capable of making the trust, but does not desire it to continue any longer. there may be ground for dispute. A myself, I believe she has that right.

"But such is not this ease. The present action presents one of fraud-nistate and over-reaching upon the part of others who sought to obtain r property through this deed, and o state on her part and of inexpacity t her part to take care of her in ! rests. Under such facts as are here t e ented, I do not know of any case I'at holds that the deed cannot be t naide

D fines Right Of Prince

I think, therefore, that the Prince but the right to protect his contin gent interest in the estate of the Queer om all friends and over reaching tha ty have been practised. If she (the een) is disafled from making con t acts be has the right to strike down such contracts now while she is living it might be impossible to do so r ter her death.

'Again, I say that because he may able to strike down this deed of ust, it does not follow that he wil ever obtain the property or any part of it. Both demarrers are overruled

# RISONERS HERE MAY BE PROVED GUILTLESS

Horace W. Vaughan, federal attor rey for this district, yesterday adt itted that Malicio Pacaro and Mrs I', Dagoman may be serving time here unjustly. Pacaro was convicted of a statutory offense and Mrs. Dagoman is coing time for bigamy. The complain t it was Pasqual Dagoman, who charged that his wife, had run off with Pacaro i -fore she had secured a divorce. Now letter has reached the district actor uny, which declares that at the time of the marriage between Pacaro and trs. Dagoman the divorce had been granted in the Philippines. Mr Vaughan is investigating the case.

## MATIONAL PARK MEASURE APPROVED BY COMMITTEE

Governor Pinkham yesterday received a cable from Kuhio at Washington, an concing that the national park bill for the territory has been approved by the committee having it in charge. The text of the cable follows:

The National Park Bill has been re ported on favorably by the committee having it for consideration, but carries no appropriation with it. Only pubhe lands will be set aside, these be

# **SLAYING MOTHER**

(Associated Prem by Pederal Wireless,) BUFFALO, February 7-Charged with attempting to murder his whole family, John Teiper was arraigned in court today on a warrant charging first degree murder,

A week ago last night Mrs. Agnes Company, and her son, Frederick, were murdered on a lonely country read, her daughter Grace and another son, Edward, being bailly beaten. The fam ily was out auto riding and according John, the auto was held up by negroes, who killed his mother and brother with clubs. It is now charged that the son did the killing.

The condition of his sister Grace has not improved and there is no hope that she will be able to tell the story of

# FORMER CONGRESSMAN HEPBURN PASSES OUT

(Associated Press by Federal Wireless.) CLARINDA, lowa, February 7 .- Col. William P. Hepburn, noted veteran of congress and Republican warehouse, died today after a long illness, largely due to affection of the kidneys.

WELL KNOWN IN HONOLULU Colone: Hepburn was personally coown to many Honolulu people, having visited here many times. His daughter was Mrs. Ray Chamberlain of Hono-His nephew, Harry M. Hepburn,

lived in Honolulu, as manager of the Hawaiian Electric Company. Although twenty years in congress. Colonel Hepburn became best known who framed what later was called the Hepburn law, prohibiting rebates and discrimination by railroads.

equitation. He was a product of the winters at an academy near Iowa City. He was born in Columbiana County, lowa City where his mother and his fore. step father took up their residence on a farm, when he was eight years of

In 1876, Colonel Hepburn moved to Jarinda, Iowa, which had since been The Judge also finds that the Queen his home, except for a part of the time is and was in every respect capable of when he had resided in Washington. ife was elected to congress in 1880 and wice successively thereafter.

During his career in congress which ended March 4, 1909, Colonel Hepburn supported every measure that became aw looking to the control of common carriers. Many of these bills were introduced by him.

Colonel Hepturn was thirteen times the nominee of his party in the Eighth

# **AUSTRIAN MUNITION** PLANT IS BLOWN UP

(Associated Press by Federal Wireless.) MILAN, February 7.—A despatch rom Bucharest to the Secolo says that terrifle explosion has occurred in the Skoda armament factory in Bohemia, which 195 persons perished. Three mildings were blown up, including one which are manufactured the famous 2 inch hydraulic guns of the Austrians.

### COMMANDER OF APPAM PRIZE CREW IDENTIFIED

(Associated Press by Federal Wireless.) BERLIN, February 8.—Lieutenant erg, who commanded the prize crew took the steamer Appain across the Atlantic ocean to Hampton Ronds, has been identified. He is a resident of the town of Apenrade, and a naval reservist. He was master of the little steamer Gamma, which was fiel up at the dock in Rotterdam at the outbreak if the war to avoid capture by the British ficet.

## BELGIAN PRELATE TELLS OF HORRORS OF INVASION

(Associated Press by Federal Wireless.) BOME, February 8.-Letters from ardinal Mercier, the Belgian prelate, published here. They tell of the horors of the German occupation of Belzium, and relate with circumstantial details the story of the killing of Belgian priests by German soldiers and the alleged assault on Belgian nurs by men of the invading army. The letters are full of the accounts of German sacrileges committed in Belgian churches.

# FEDERAL FORCES BEAT

(Associated Press by Federal Wireless.) PEKING, February 7.—That the government troops are now making headway against the rebels is announced by the authorities at the capital in a state tured by the federal forces. A general attack upon the rebels at Sin Fu is im-

## VILLA AT BAY AGAIN

# WITHDRAWAL OF AMERICAN HAWAHAN SHIPS WILL BOOST HILL LINE TRADE

Floridan Last Steamer On Atlantic Coast-Hawaii Run To Call For Sugar

## Teiper, his mother, who was the willow Factors Permit Retirement When A.-H. Agrees To Pay Increased Rail Haul

(Concluded from Page 1)

One sugar man, not a director of the Factors, smiled when the reported situation was outlined to him, "You have, it about right," he said. .

C. P. Morse, general freight agent of Sound, the American-Hawaiian said that he could give no information; that negothe New York office of the American man

climax yesterday morning. At noon virtually every man closely connected feefed so much. Fred L. Waldron, with sugar had wind of what was going on. Several men were told by those whe knew that everything had been arranged.

Tonnage of sugar to be moved to the have to bear the loss, East Coast this your by American Freight Already Slow

throughout the country during the fic this sugar will be handled in 10,000-Roosevelt administration. It was he ton cargoes, three a month each vessel Colonel Hepburn represented the control on the transcontinental railroads. When steamers went via Panama or MageHan otheient soldier and a lawyer of high the movement lasted during the entire early pioneer days in Iowa and got there was no suspension of sailings or what little schooling he had in three only a slight falling-off in amount even Ohio, November 4, 1833, removing to A.-H. sailings from the Islands there-

than these will balance each other is not positively known; it may be that oncessions by the steamship line have smoothed the way.

When the Panama Canal was open the American-Hawaiian line had ten steamers in the Island service, with sailings every ten days Besides these, there were steamers from New York to Coast ports only, which did not call at Honolulu. No A.H. vessel has passed through the Canal since October, Rooting via Magellan has necessitated fifteen vessels to the Islands to maintain ten day sailings and to handle the sugar, but five additional vescels were not required, for now ealls at Coast ports only, returning to New York direct, have ceased, and all vessels entering the Pacific come here. The Islands had begun to cound South America, but Coast ports did lose. Greatest Under Flag

The fleet, the greatest under the American flag and probably the greatat under any neutral flag, is of twentyright vessels, for although the Washingtonian was sunk and the Nebraskan and Nevudan were sold recently, three new steamers, Floridan, Artisan and Arborean have been building. Floridan is ready for service; the Ar tisan has been launched, and the Arborean is approaching completion, so that the fleet is even larger in tonnage ENGINE CREW TRAPPED

Leaving three vessels on the Pacific CHINESE REVOLUTIONARIES will free twenty three new and twenty five as soon as the two big new vessels are finished. There were ten in the general freight service before, fifteen being on the Island run. Some of these were under charter to the French and British governments, notably the Misment that Pingshan has been recap sourtain and Virginian. Others have been in the nitrate trade between ( hile and the East Coast; but one and all, minent and the government hopes to they have been in what may be regard rush the rebellion in this part of ed as the war trade. It will be recalled that the Columbian is receiving twenty seven dellars a ton for nitrate.

Another 'War Baby' American Hawarian stock is held prianea. I am sending a copy of the bill." cording to official advices at Juarez. bly would make it a "war baby" com- was wounded in the head and the thigh. I some

parable to Bethlehem Steel; and, in ferred they should come from Mr. deed, the increase in value of stock even now may equal Bethlehem and other stocks that have sky-rocketed

The movement of freight from the East Coast to Hawaii in American-Hawaiian bottoms last year was 85,000 tons. It was almost as, great from the

As for the first, all will have to come overland to San Francisco. On bulkier and less valuable freight the effect protiations were between the Factors and bably will be marked. One business estimated yesterday that there Hawaiian line; but he admitted that be had heard the circumstantial reports.

Formal and definite announcement may be expected at any time.

Iman extinated yesterday that there would be an increase of ten per cent in the cost of galvanized iron and other sheet metals, general metalware and hollow-ware, such as agate and tin. Over City At Noon
There had been vague rumors of the plans for two days. They reached a road rates. On the other hand, the more expensive articles may not be afgeneral retail prices, for many articles are standardized and the retailer will

Coast to Australia via Honolulu. The Great Northern Pacific Company un doubtedly will take cognizance of the situation to consider keeping the Great Northern on the run, for it appears that the freight business has been made to its hand. Opportunity for Coast

Again, there seems to be a fine op Again, there seems to be a fine opportunity for San Francisco to increase its trade here and for Los Angeles to build up a trade, which it began to look after when the Great Northern started her run from San Francisco and Los Angeles to Honolulu, Much of the freight that came in American-Ha waiian vessels was from as far west as Chicago, the rail-and-water rate via New York evidently having been the apprehams the rail-and-water rate via San Francisco, inasmuch as the rail and from the middle west to San Flate ciseo is very long. As for metal are ducts, generally, the East must continue to be the chief source of supply for the Islands. Merchants will be unable to several days to ascertain just where they will stand.

It is not the Islands alone that will suffer. Coast cities have received must and wife, last L. J. H. Tier mey and wife, last Lt. J. H. Tier last Lt. J. H. Tier mey and wife, last Lt. J. H. Tier las did not lose, therefore, after vessels cheaper than the rail and water rate via

It is not the Islands alone that will suffer. Coast cities have received much eastern freight by American-Hawaiia steamers, and they will have to adjust themselves, probably so all rail freights

# WHEN LOCOMOTIVE FALLS

(Associated Press by Pederal Wireless.) VINCENNES, Indiana, February 7. An engineer and a freman were drown ed today when the engine of a "Big passenger train went through a bridge on the Indiana side of the Wabash river. The coupling broke and he remainder of the train stayed on the track, averting a much more serious accident. The engine plunged into deep water and the crew was trapped

SON OF KAISER WOUNDED

(Associated Press by Pederal Wireless ) AMSTERDAM, Policiary 8.— Prince (Associated Press by Pederal Wireless.) vately, so no quotations are to be had, El. PASO, February 7.—General Vil. but the immense profits it has made Oscar, fifth son of the German Kaiser. Bergwith twenty five men is virtually and the still greater profits it will make is reported to have been wounded while Lieut surrounded and on the defensive at as a result of the diversion of twelve fighting on the castern front. He Thom ing on Halenkala, Manna Lon and Kil Nidos Canyon, Santa Clara ranch, ac more steamers to the Atlantic inevita hurts, it is said, are not serious. He child,



#### MARINE INTELLIGENCE By Merchanta' Exchange

San Francisco-Sailed Feb. 5, 2 p. str. Shinyo Maru for Honolulu. San Francisco—Sailed, Feb. 5, noon, S. A. T. Thomas for Honolulu, Mahukona-Arrived, Feb. 1, sch. Annie Johnson from San Francisco. Yokohama-Sailed, Feb. 5, str. Chiyo Maru for Honolulu.

Hilo-Sailed, Feb. 6, 2:00 p. m., Str. Kiyo Maru for San Francisco. Port Allen-Arrived, Feb. 5, Sch. Blakeley from Newcastle. Makeley from Newcastie. Nagasaki—Sailed, Feb. 6, U. S. A. T. Grant, L. M. Grant, Mrs. Dix for Honolulu.

San Francisco-Arrived, Feb. 7, Bark W. B. Flint from Kahaluu, Jan.

## PORT OF HONOLULU.

ARRIVED

wire and child; Col. E. A. Miller and wife, Chaplain J. M. Moose, wife and two sons; H. J. McCoy, Mrs. J. A. McKinnon, 1st Lt. E. E. Pritchett, wife, infant and two daughters; 1st Lt. J. A. Sarratt and wife. the talk of a line from the North wife and child; Col. E. A. Miller and Kinnon, 1st Lt. E. E. Pritchett, Wife, infant and two daughters; 1st Lt. J. A. Sarratt and wife; 2nd Lt. Courad Skladaj, 1st Lt. Wm. A. Squires, wife and two children; Capt. R. P. Stone burn and wife, 1st Lt. F. P. Stone and wife, briss A. M. Swanson, H. L. Wife, briss A. M. Swanson, H. L. Courad wife, 1st Lt. J. H. Tier Stone and wife lat Lt. J. H. Tier Johnson, B.

Harding, J. E., San Francisco
Henry, Harry, San Francisco
Henry H. Ning, L. L.
Church, G. W. Wilcox,
Mrs. A. S. Wilcox, A.
Gay, Mrs. H. Oliver, P.
heeler.
he from Maui, Feb. 5
Harding, J. E., San Francisco
Henry, Harry, San Francisco
Henry, Harry, San Francisco
Larson, S. E. Leeland
Lopes, E. J., San Francisco
Martin, Mrs. Thereas, Mani
Nelson, Wm.
Plemons, S. M., Chattanooga, Tenn
Pierre, Mark S., Ridge Farm, Ill
Tumbol, Fernando, A., San Francisco
Ev. etc. Clauding for Mani

J. Jones, Miss L. Tam ike, S. A. Baldwin, K. Matsui, Mas. Cooke P. Waterhouse, G. K. etean deek

RS DEPARTED. e for Maui, Feb. 4. Mrs. A. L. Dean, A ston, Ben Vicker, W Driscoll, Mrs. E. K.

Main Kea, for Hilo, Feb. - Charles H. Albert, F. Da. 1. O'Bert, R. K. Bonine, t. G. F. erre, S. De Frust Und by a.r. H. J. Bakemeyet Portract, C. Eyanng, J. W. Jan. D. Dito, Same Lowe. Dito, Same Lowe, tonesteel, William 8, Hughes and H. E. Ozama, it Manufactured by the PARIS MEDI-CINE CO., St. Louis, U. S. A.

By Str. Makura for Victoria and Vanconver, February 5.—E. A. Friend, James O. Day, Mr. and Mrs. D. E. Hughes, Percy Lewis, B. F. Fell, Mrs.

Emma Golub and son A. Ducayla. Per Str. Great Northern for San Francisco, February 4-Honolniu A. Medford, . C. Honolniu

Ira A. Medford, Ore
Mrs. Ira A. Medford, Ore.
John F. Honolniu
Mr. Geo H. Lincoln, Ne
Mrs. Geo. H. Lincoln, Ne Senhner Mrs Henry | Wash. Boys, W R. Spokane, Wash. Honolulu Chleago, III. II S. Chleago, III S. Chicago, Collius, Colorado . Ft Collius, Colo notulu Honolniu

Angeles

Francisco

Mr. W. A., Ft. Collins, Colo.

Dull, L. M., Lov Angeles, Cal.

Dull, Mrs. L. M. Los Angeles, Cal.

Davis, Mr. S. B., Las Vegas, N. Mex.

Davis, Mrs. S. B., Las Vegas, N. Mex.

Denn, G. D., San Francisco

Eteinhauser, S. S., Honolulu

Elsas, L., New York

Viening, Harvey, F.

vemon, Dr.

vemon, Dr. Eleas, Mrs. L. New York
Eleas, Mrs. L. New York
Fleming, Harvey, Kansas City, Mo.
Freemon, Dr. L. Denver, Colo.
Freemon, Mrs. L. Denver, Colo.
Fujii, Mr. Edward, San Jose, Cal.
Frannton, Miss. L. Frampton, Mis. Alter N., San Jose, Cal.
Frampton, Miss Alter N., San Francisco
France, W. V., Youngstown, O.
France, Mrs. W. V., Youngstown, O.
France, Mrs. W. V., Youngstown, O.

> W. Long Island, N. W. Long Island, N. Louise, Henio Park, Cal. Seattle, Wash. W. Seattle Sydney.

whe knew that everything had been ganger to be smooth of the property of the movement and the property of the property

A., and Infant, Honolula

By str. Claudine for Many, Fol Mr. and Mrs. J. T. Warren, W. E. Deacreux, N. Goodivin, George crawford, Miss K. Crawford, Mrs. Fan

ers, Master Fauers, K. Takigushi, A. Fries, J. C. Hedemanx, H. P. Judd. Miss Davidson, Miss I. Perry, Mrs. A. L. Perry, Miss J. Sereno, Miss L. Rob ins, Tom Chong. By Str. Maui for Kanai, Feb. Frank Crawford, P. Schmidt, F

Schmidt

COLDS CAUSE HEADACHES

LAXATIVE BROMO QUININE removes the cause. Used the world over to cure a cold in one day. The signature of R. W. GROVE is on each box.

## A. Priend, Honofulu Stock Exchan

Monday, February 7, 1916.

	Name of Stock.	nst Sale,	ā.	
	Management			1
	Mercantile.	0.60	1	1
	Alexander & Baddwin	325	325	1
	Sugar.	1		
	Ewa Plantation Co	2816	2814	28
	linan Agr. Co	200		
	Hawn, Agt. Co	4454	43%	44
	Honokaa Sugar Co.	43	6874	39
	Altitehanson Sure. Co.	1 4		l
Ì	Panhuku Plant n Co.	1.0	18	1 18
1	Kekaha Sugar Co Koloa Sugar Co	172%		
-	Kolon Sugar Co	155	150	165
	McBryde Sugar Co Onhu Sugar Co	21	1014	10
-	Olaa Suyar Co	131	13	12
-	Olaa Sugar Co Onomea Sugar Co	4734	48	48
- 1	Pasuhan Sugar Co	24		
	Pacific Sugar Mill	70	70	
	Pain Plantation Co.	201	2021/2	
1	Onomea Sugar Co Pasuhan Sugar Co Pasific Sugar Mill Pain Plantation Co Pepcekeo Sugar Co Pioneer Mill Co San Carlos Mill. Co Waialua Agr. Co Waiaku Sugar Co	150	200	***
1	San Carlos Mill. Co.	985	814	91
1	Waialna Agr. Co	29 %	2974	30
1	Wailaka Sugar Co	160	****	
1	Miscellaneous.			
1				
	Hawn, Elec. Co	1671/2		
1	Hawn. Pineapple Co.	361/1	36	36
1	Haika F. & P. Co, pfd Hawn. Elec. Co Hawn. Pincapple Co. Hilo R.R. Co., pfd Hilo R.R. Co., com Hon. Brew. & Malt Hon. Gas Co.	22 1/4		
1	Hon. Brew. & Malt.	19	177	101
1	Hon. Gas Co.	10714	1.7 7%	18
1	Hon. Gas Co	160		
1	I. I. S. Nav. Co	210	215	250
1	Mai. 101, Co	20034	19341	20
1	O. R. & L. Co			
1	Pahang Rubber Co Tanjong Olok Rub	20	31	
1	3-18 -1911 111103.11	16.00	77.	
	Bonds. Hamakun Ditch 6s	100		
ı	Hawn Irr Co 6s	05		071
1	Hawn. Irr. Co. 6s, Haw. Ter. Im. 4s	101	v + +1 + +	
1	Hillo R. R. Co fin	4213		65
1	Hilo R. R. Ref. & E. 6s Honokan Sugar Co. 6s	48.	49	
1	Honokan Sugar Co. 6s	85		90
1	Hon. Gas Co	107%		
	H. R. T. & L. Co. 6s Kanai Ry. 6s	105		
1	McBryde Sugar 5a	100		ioni
1	Mutual Tel. 5s	106		100
1	O. R. & L. Co. 5s	106	104	
1	Onhu Sugar Co. 6s	10834	108	109
П	Olaa Sug. Co. 6s	100341	100	1003
1	Pac G. & Fer. 6s			
1	Pac. Sug. Mill 6s San Carlos Mill. Co			963
1	Waialua Agr. Co	100%		• • • •
1	The state of the s		_	+
1	Olan, 500, 5, 5, 5, 5			M
1	March 1997 Control of the Control of	7.9	12.5	-

Bryde, 60, 90, 90, 450, 160, 50, 50, 59, 50, 10,50; Ewa, 50, 20, 28,50; Waialua, 240, 20, 15, 50, 100, 100, 30,00; Pioneer, 50, 36.50; Mut. Pel. Cod 35, 40, 20.00; Oahu Sug. Co., 10, 5, 31.60.

SESSION SALES

Olan, 100, 13,1214; Hon, B. & M. Co., 10, 18.10; San Carlos, 200, 40, 8.50; Me-Bryde, 10, 10,50.

SUGAR QUOTATIONS 88° analysis beets (no advices).

Parity-96° Cent. (for Haw. sugars) 4.845.

# **EMERGENCY SURGEON** USES MUCH THREAD

There were several stitching cases at the emergency hospital yesterday, and if the present lick keeps up Dr. R. G. Ayer will have to order more

Hookopu Akamu was brought to the station suffering from a broken nose. He said that his brother had struck him. Jack Schmidt, a Second Infantryman, was brought in to be treated for a sprained ankle. He is said to have struck a sergeant and to have sprained his ankle while fleeing from the wrath

Nick Ludwig was treated for a cut over his left eye, in which a stitch was taken. Nick, it appears, was prowlng on the premises of another and was forcibly ejected.

A. G. Kauhaihoa, a police officer, while trimming trees with a pruning knife, missed his stroke and the knife, whirling round with the impetus of the blow, made a wound in his head four and a half inches long, in which sevral stitches were taken.

# FUNERAL OF MR. STACKER HAS LARGE ATTENDANCE

Simple services, conducted by Mrs. . D. Lillie, first render of the local hristian Scientist church, marked the hast rites vesterday over the ashes of the late James T Stacker, held at the Stacker home on King Street. muse was consided with the many itends of the deceased, paying their art tribute of respect, while the stand ajon which the are was placed was heaped about with flowers. Miss Fairweather stug two soles and short exlimits were read from the Psalms and tom Science and Health and Key to the Scriptures by Mary Baker Eddy,

#### \*\*\* KEEL OF DESTROYER LAID

(Associated Press by Pederel Wireless.) SAN FRANCISCO, February 8.—The eet of the new torpedo boat destroyer shaw was laid at the Mare Island navy vard vestorday. Naval officers attached to the yard drove the first rivet in

## BIRDMAN COMING HOME

(Special Cablegram to Nippu Jiji.) TOKIO, February 7.—Aviator Niles has derided to return to the United states. He was greatly disappointed ceause the Imperial Aero Club would not give their support for a proposed flight from Tokio to Osaka.